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SENATE BILL 6134

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State of Washington                      60th Legislature                      2007 Regular Session

By Senators Marr and Fairley

Read first time 02/27/2007. Referred to Committee on Transportation.

1            AN ACT Relating to prioritizing funding for special category C  
2 projects; amending RCW 46.68.090, 47.10.812, and 47.10.813; and  
3 creating a new section.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5            NEW SECTION.    **Sec. 1.** The legislature recognizes the importance of  
6 investing in the state transportation infrastructure and, in  
7 particular, the importance of completing corridor improvements in  
8 congested areas. The public receives the greatest benefit when full  
9 corridor program improvements are completed, alleviating safety  
10 concerns and congestion at a systematic level. Category C funding is  
11 eligible to be used for substantial completion of the corridor projects  
12 listed in priority order in RCW 46.68.090. It is the intent of the  
13 legislature that such funding be allocated first towards substantial  
14 completion of these projects and then to complete other corridor needs  
15 as appropriate.

16            **Sec. 2.** RCW 46.68.090 and 2005 c 314 s 103 are each amended to  
17 read as follows:

18            (1) All moneys that have accrued or may accrue to the motor vehicle

1 fund from the motor vehicle fuel tax and special fuel tax shall be  
2 first expended for purposes enumerated in (a) and (b) of this  
3 subsection. The remaining net tax amount shall be distributed monthly  
4 by the state treasurer in accordance with subsections (2) through (7)  
5 of this section.

6 (a) For payment of refunds of motor vehicle fuel tax and special  
7 fuel tax that has been paid and is refundable as provided by law;

8 (b) For payment of amounts to be expended pursuant to  
9 appropriations for the administrative expenses of the offices of state  
10 treasurer, state auditor, and the department of licensing of the state  
11 of Washington in the administration of the motor vehicle fuel tax and  
12 the special fuel tax, which sums shall be distributed monthly.

13 (2) All of the remaining net tax amount collected under RCW  
14 82.36.025(1) and 82.38.030(1) shall be distributed as set forth in (a)  
15 through (j) of this section.

16 (a) For distribution to the motor vehicle fund an amount equal to  
17 44.387 percent to be expended for highway purposes of the state as  
18 defined in RCW 46.68.130;

19 (b) For distribution to the special category C account, hereby  
20 created in the motor vehicle fund, an amount equal to 3.2609 percent to  
21 be expended for special category C projects. Special category C  
22 projects are category C projects that, due to high cost only, will  
23 require bond financing to complete construction.

24 ~~((The following criteria, listed in order of priority, shall be  
25 used in determining which special category C projects have the highest  
26 priority:~~

- 27 ~~(i) Accident experience;~~
- 28 ~~(ii) Fatal accident experience;~~
- 29 ~~(iii) Capacity to move people and goods safely and at reasonable  
30 speeds without undue congestion; and~~

31 ~~(iv) Continuity of development of the highway transportation  
32 network.)) Funding should be allocated to complete special category C  
33 projects based on the goal of full corridor completion.~~

34 The following projects, listed in order of priority, are eligible  
35 for funding from the special category C account:

- 36 (i) State route number 395, north Spokane corridor;
- 37 (ii) State route number 18; and
- 38 (iii) State route number 99, First Avenue South bridge.

1 Moneys deposited in the special category C account in the motor  
2 vehicle fund may be used for payment of debt service on bonds the  
3 proceeds of which are used to finance special category C projects under  
4 this subsection (2)(b);

5 (c) For distribution to the Puget Sound ferry operations account in  
6 the motor vehicle fund an amount equal to 2.3283 percent;

7 (d) For distribution to the Puget Sound capital construction  
8 account in the motor vehicle fund an amount equal to 2.3726 percent;

9 (e) For distribution to the urban arterial trust account in the  
10 motor vehicle fund an amount equal to 7.5597 percent;

11 (f) For distribution to the transportation improvement account in  
12 the motor vehicle fund an amount equal to 5.6739 percent and expended  
13 in accordance with RCW 47.26.086;

14 (g) For distribution to the cities and towns from the motor vehicle  
15 fund an amount equal to 10.6961 percent in accordance with RCW  
16 46.68.110;

17 (h) For distribution to the counties from the motor vehicle fund an  
18 amount equal to 19.2287 percent: (i) Out of which there shall be  
19 distributed from time to time, as directed by the department of  
20 transportation, those sums as may be necessary to carry out the  
21 provisions of RCW 47.56.725; and (ii) less any amounts appropriated to  
22 the county road administration board to implement the provisions of RCW  
23 47.56.725(4), with the balance of such county share to be distributed  
24 monthly as the same accrues for distribution in accordance with RCW  
25 46.68.120;

26 (i) For distribution to the county arterial preservation account,  
27 hereby created in the motor vehicle fund an amount equal to 1.9565  
28 percent. These funds shall be distributed by the county road  
29 administration board to counties in proportions corresponding to the  
30 number of paved arterial lane miles in the unincorporated area of each  
31 county and shall be used for improvements to sustain the structural,  
32 safety, and operational integrity of county arterials. The county road  
33 administration board shall adopt reasonable rules and develop policies  
34 to implement this program and to assure that a pavement management  
35 system is used;

36 (j) For distribution to the rural arterial trust account in the  
37 motor vehicle fund an amount equal to 2.5363 percent and expended in  
38 accordance with RCW 36.79.020.

1 (3) The remaining net tax amount collected under RCW 82.36.025(2)  
2 and 82.38.030(2) shall be distributed to the transportation 2003  
3 account (nickel account).

4 (4) The remaining net tax amount collected under RCW 82.36.025(3)  
5 and 82.38.030(3) shall be distributed as follows:

6 (a) 8.3333 percent shall be distributed to the incorporated cities  
7 and towns of the state in accordance with RCW 46.68.110;

8 (b) 8.3333 percent shall be distributed to counties of the state in  
9 accordance with RCW 46.68.120; and

10 (c) The remainder shall be distributed to the transportation  
11 partnership account created in RCW 46.68.290.

12 (5) The remaining net tax amount collected under RCW 82.36.025(4)  
13 and 82.38.030(4) shall be distributed as follows:

14 (a) 8.3333 percent shall be distributed to the incorporated cities  
15 and towns of the state in accordance with RCW 46.68.110;

16 (b) 8.3333 percent shall be distributed to counties of the state in  
17 accordance with RCW 46.68.120; and

18 (c) The remainder shall be distributed to the transportation  
19 partnership account created in RCW 46.68.290.

20 (6) The remaining net tax amount collected under RCW 82.36.025 (5)  
21 and (6) and 82.38.030 (5) and (6) shall be distributed to the  
22 transportation partnership account created in RCW 46.68.290.

23 (7) Nothing in this section or in RCW 46.68.130 may be construed so  
24 as to violate any terms or conditions contained in any highway  
25 construction bond issues now or hereafter authorized by statute and  
26 whose payment is by such statute pledged to be paid from any excise  
27 taxes on motor vehicle fuel and special fuels.

28 **Sec. 3.** RCW 47.10.812 and 1999 sp.s. c 2 s 1 are each amended to  
29 read as follows:

30 In order to provide funds necessary for the location, design,  
31 right\_of\_way, and construction of state highway improvements that are  
32 identified as special category C improvements, there shall be issued  
33 and sold upon the request of the (~~Washington state~~) secretary of  
34 transportation (~~commission~~) a total of three hundred thirty million  
35 dollars of general obligation bonds of the state of Washington.

1       **Sec. 4.** RCW 47.10.813 and 1993 c 431 s 2 are each amended to read  
2 as follows:

3       Upon the request of the secretary of transportation (~~commission~~),  
4 the state finance committee shall supervise and provide for the  
5 issuance, sale, and retirement of the bonds authorized by RCW 47.10.812  
6 through 47.10.817 in accordance with chapter 39.42 RCW. Bonds  
7 authorized by RCW 47.10.812 through 47.10.817 shall be sold in such  
8 manner, at such time or times, in such amounts, and at such price as  
9 the state finance committee shall determine. No such bonds may be  
10 offered for sale without prior legislative appropriation of the net  
11 proceeds of the sale of the bonds.

12       The state finance committee shall consider the issuance of short-  
13 term obligations in lieu of long-term obligations for the purposes of  
14 more favorable interest rates, lower total interest costs, and  
15 increased marketability and for the purpose of retiring the bonds  
16 during the life of the project for which they were issued.

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